

# CITY COUNCIL MINUTES

CITY OF WHEAT RIDGE, COLORADO

July 23, 2012

Mayor DiTullio called the Regular City Council Meeting to order at 7:00 p.m.

## ROLL CALL OF MEMBERS

Davis Reinhart  
Bud Starker  
Joyce Jay  
Mike Stites  
George Pond  
Joseph DeMott  
Tracy Langworthy  
Kristi Davis

Also present: City Clerk, Janelle Shaver; City Attorney, Gerald Dahl; City Treasurer, Larry Schulz; City Manager, Patrick Goff; Commander Jim Lorentz, Police Department; Public Works Director, Tim Paranto; Administrative Services Director, Heather Geyer; interested parties and interested citizens.

## APPROVAL OF MINUTES OF JULY 9, 2012

Motion by Mr. Stites for approval of the Minutes of July 9, 2012; seconded by Mr. Starker; carried 7-0, with Councilmember Davis abstaining.

Mayor DiTullio began the meeting with a moment of silence in honor of the Aurora shooting victims and their families, and also for the first responders to the theater for their professional work.

## PROCLAMATIONS AND CEREMONIES

### **CIRSA Loss Prevention Award presented to the City**

CIRSA is the City's insurance company. Mr. Bob Pomeroy of Loss Control and Courtney Graham of Member Services were on hand to award the City for its Loss Prevention. This is the 2<sup>nd</sup> award in the last four years for Wheat Ridge -- the last one being the Safety Champion award. The award for the Loss Prevention is for scoring high on the loss control audit and having a low loss ratio. Mr. Pomeroy presented the award to City Manager, Patrick Goff. Mr. Goff thanked all the employees who serve on the loss prevention team for their efforts, which result in reduced cost of premiums for

the City. He recognized some of the team members who were in attendance: Patti Humphrey, Barb Klobberdanz, Karen Croom, Jason Bray, and Ruth Johnson

### **Jim Stevens- Wheat Ridge Artist, National Award**

Mayor DiTullio presented a special award to Wheat Ridge resident and artist, Jim Stevens. Jim won a Special Recognition Award at the national judging for the Veterans Creative Arts Festival. The judging is a year-long process where an artist must win at various levels to be selected. There were approximately 1,900 entries and Jim's piece titled "Biafra" was one of two selected. The original will be on display at the National VA Art Show in Boston on October 12 at the National State House, but his daughter displayed a copy of the piece for the audience. Mr. Stevens said he was honored and humbled for the recognition. He said in the shadow of the tragedy of last Friday we all need to remember that without empathy for others terrible and horrible things can happen. His art piece depicts a real event in a country torn by civil war. It shows the compassion and empathy for others we all need to possess so we can avoid such tragic scenes, not only in war, but also in our communities.

### **CITIZENS' RIGHT TO SPEAK**

**Steve Keller** spoke to the amplified noise ordinance that will be discussed at the study session following tonight's meeting. He recommended that an event should be on a single day and suggested there be a method for public notification of applications. He suggested 4 hours for a maximum time for an event and that the number of permits a year be no more than two. He is glad to see that the enforcement piece is more general and applies to all categories of noise.

**Gina Hallisey**, promoter for the Zoppe Circus, brought gifts for the council -- special hats and t-shirts from the Circus and Circus Bucks (\$5 off tickets) to pass out. She asked to come to a study session in the next couple weeks to update the Council on Circus arrangements. She asked for much needed community volunteers to help set things up for the Circus and save some labor costs. They have 3-hour blocks of time scheduled for volunteers. For more details she can be reached by phone at 303-726-6111, or by email at [www.gina@getconnectedevents.com](mailto:www.gina@getconnectedevents.com)

**Margie Seyfer** from the Carnation Festival announced that they need volunteers to help the vendors unload their things on the Friday morning of the festival. Vendors only have 15 minutes to unload so anyone that can help starting at 10:30 am would be appreciated. She also reported that R-1 is supplying school busses to be used as shuttles from/to the parking lots at Everitt Middle School, WR Middle School, and WR High School. They need volunteers to collect the fare of \$1 per round trip. All volunteers will receive a free festival volunteer t-shirt. More information about volunteering for the festival can be found at [www.thecarnationfestival.com](http://www.thecarnationfestival.com)

**APPROVAL OF AGENDA**

**1. CONSENT AGENDA**

- A. Resolution 39-2012 – A Resolution approving an Intergovernmental Agreement between Jefferson County, the City of Arvada, the City of Lakewood, the City of Wheat Ridge, the City of Golden, the City of Westminster and the City of Edgewater Animal Shelter/Dog Licensing/Funding.
- B. Motion to award ITB-12-23 to Frontier Mechanical, Inc. Englewood, Colorado, in the amount of \$106,500 for the Computer Room Air Conditioning (CRAC) Units and Installation Project and allow a Contingency Amount of \$10,650.
- C. Motion to award RFB-12-27 – Tandem Equipment Upfit to Layton Truck Equipment Company of Colorado Springs, Colorado, at a total Cost of \$78,425
- D. Motion to Award the RFQ-JN-12-24 Kipling Trail Design Contract to Bohannan Huston, Englewood, CO, in the Contract amount of \$197,533.02, and to approve a Contingency amount of \$40,000

Mr. DeMott introduced the Consent Agenda, and asked to pull Item D.

**Motion** by Mr. DeMott to approve consent agenda items A, B, and C; seconded by Mr. Reinhart; carried 8-0

Mr. DeMott had concerns about Item 1 D – a \$200,000 consultant fee, for a \$3.4 million project, which will cost the City \$700,000, and involve takings. He'd like to learn more at a study session. Mr. Reinhart agreed and inquired about the consequences of postponing the decision.

Mr. Paranto explained that the City has an IGA with the state for the Kipling multi-use trail – design this year, build next year. There is \$2.5 million of grant money at risk here, but he didn't think a short delay would result in cancellation of the project by CDOT.

This money is for a consultant fee for design work for the new foot bridge over Clear Creek, and culvert extensions at Lena Gulch and Rocky Mountain Ditch, plus do the negotiation of the takings of right-of-way property along Kipling. Staff wants the consultant to do the takings so that federal law is followed – since this is a federal grant project.

**Motion** by Mr. Reinhart to move RFQ-JN-12-24 to a study session as soon as possible. Seconded by Mr. DeMott; carried 7-1, with Mr. Stites voting no.

**PUBLIC INPUT**

2. Opportunity for Public Input on the 2013 City of Wheat Ridge Budget

**Kim Calomino** thanked Council for the economic investment on 38<sup>th</sup> Avenue and encouraged them to continue financial support for 38<sup>th</sup> Avenue.

**Jesse Hill** addressed the budget process. He believes it lacks transparency and wonders why there isn't an open register available online so citizens can see what their tax dollars are being spent on. He's also concerned about some of the capital improvement projects that get approved and become expected by the citizens, only to have their funding switched to some other pet project. He suggested a "google test" for some information the City provides. If there are better websites out there that provide the same information the City does, the City shouldn't be paying to providing that information. The "Shop Wheat Ridge" link on the city website is one example. There are other small things the City pays for, but over time those little amounts add up. He appreciates the videos the City puts out but wonders why there isn't money to televise the study sessions. He'd like to see more focus on core services and sustainability, and also expressed concern that there is no thought or debate on accepting federal money (grants). We should fund ourselves and say "Thanks, but no thanks," to help the national economy.

**Jerry Nealon**, board president of WR 2020, noted that with all the tough decisions Council has had to make WR2020 has been put on the back burner. He feels it is a good liaison between the City and businesses and would appreciate attention to 2020 in the next budget.

**Molly Hanson:** Clerk Shaver read a letter from Molly Hanson of Live Well Wheat Ridge asking Council to continue its support for bike and pedestrian trails in the next budget.

**ORDINANCES ON FIRST READING**

3. Council Bill No. 13-2012 – An Ordinance adopting by reference the 2010 Edition of the Model Traffic Code for Colorado, adopting amendments thereto, repealing all Ordinance in conflict therewith, providing penalties for Model Traffic Code Violations and making conforming Amendments to Chapter 13 of the Wheat Ridge Code of Laws.

Mr. Stites introduced Council Bill No. 13-2012.

This is a routine, periodic adoption of the updated version of the state traffic code.

**Motion** by Mr. Stites to approve Council Bill No. 13-2012, an ordinance adopting by reference the 2010 edition of the Model Traffic Code for Colorado, adopting amendments thereto, repealing all ordinances in conflict therewith, providing penalties for Model Traffic Code violations and making conforming amendments to Chapter 13 of the Wheat Ridge Code of Laws, on first reading, order it published, public hearing set

for Monday, August 13, 2012 at 7 p.m. in the City Hall Council Chambers, and that it takes effect on November 1, 2012; seconded by Mr. DeMott ; carried 8-0

**DECISIONS, RESOLUTIONS, AND MOTIONS**

4. Motion to approve the Right Coast Pizza Revocable License Agreement for use of City-Owned Parking Lot at 7150 W. 38<sup>th</sup> Ave.

The owners of Right Coast Pizza have requested permission to use the City-owned parking lot adjacent to their business for four special events during August and September of 2012.

**Motion** by Mr. Starker to approve the Revocable License Agreement with Right Coast Pizza for use of the City-owned parking lot at 7150 W 38<sup>th</sup> Avenue; seconded by Mrs. Jay; carried 8-0

**CITY MANAGER'S MATTERS** - none

**CITY ATTORNEY'S MATTERS** - none

**CITY CLERK MATTERS** - none

**ELECTED OFFICIALS' MATTERS**

Ms. Davis congratulated Norman's Memorials at 44<sup>th</sup> and Yarrow for being in business 100 years, and Edwards Meats at 44<sup>th</sup> and Ward for their 50<sup>th</sup> anniversary of continued business in Wheat Ridge.

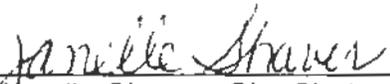
Mrs. Langworthy said she appreciated the moment of silence. She and her daughter had been across the street from the theater a couple of hours before the event took place and it makes you realize how easily it could have been you. It makes her appreciate that they were safe and she's appreciative of all the people who helped each other and the police officers that kept it from being worse.

Mr. Pond is excited about the upcoming Carnation Festival and all the associated activities.

Mr. Stites encouraged residents to cut their weeds and help their neighbors cut theirs.

Mr. DiTullio also congratulated Edward's Meats and mentioned their great selection of meats. He expressed his condolences again to the people in Aurora. He encouraged people to talk to their children about being ethical and fair-minded. If we don't have fair-minded and ethical citizens we won't have fair-minded and ethical elected officials. He complimented Sts. Peter & Paul School for their recent video about participation in government.

Meeting adjourned to Study Session at 8:45 pm.

  
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Janelle Shaver, City Clerk

APPROVED BY CITY COUNCIL ON August 13, 2012 BY A VOTE OF 7 to 0

  
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Mike Stites, Mayor pro tem

The preceding Minutes were prepared according to §47 of Robert's Rules of Order, i.e. they contain a record of what was *done* at the meeting, not what was *said* by the members. Recordings and DVD's of the meetings are available for listening or viewing in the City Clerk's Office, as well as copies of Ordinances and Resolutions.